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Attorneys for Defendant
EPIC GAMES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

C.W., a minor, by and through his
Guardian, REBECCA WHITE, on behalf
of himself and all others similarly situated.

Plaintiff.

EPIC GAME

Defendant

Case No. 4:19-cv-3629-YGR

**REPLY DECLARATION OF JEFFREY S.
JACOBSON IN SUPPORT OF
DEFENDANT EPIC GAMES, INC.'S
MOTION TO DISMISS PLAINTIFFS'
FIRST AMENDED COMPLAINT**

Date: May 19, 2020
Time: 2:00 p.m.
Courtroom: 1
Judge: Hon. Yvonne Gonzalez Rogers

Action Filed: June 21, 2019
Trial Date: None set

I, JEFFREY S. JACOBSON, declare:

1. I am an attorney and partner with the law firm Faegre Drinker Biddle & Reath LLP, counsel of record *pro hac vice* for Defendant Epic Games, Inc. (“Epic Games”) in the above-captioned action. I make this declaration in support of Epic Games’ Motion to Dismiss Plaintiffs’ First Amended Complaint Pursuant to Federal Rule of Civil Procedure 12(b)(6). I make this declaration based upon my own personal knowledge, and if called and sworn as a witness I could and would competently testify as set forth herein.

2. In discovery in this action, Plaintiffs produced 52 pages of redacted documents that appear to be credit card statements for Rebecca White. Attached hereto as **Exhibit A** is a true and copy of one page from that production (labeled DOE000012) reflecting three Epic Games purchases apparently charged to Mrs. White in 2018. As produced by Plaintiffs, this document also showed unrelated charges to PayPal merchants (not Epic Games). These unrelated charges have been redacted by Epic Games where indicated by the phrase, “REDACTED BY EPIC GAMES.”

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 23rd day of April, 2020, in Montclair, New Jersey.

/s/ Jeffrey S. Jacobson

Jeffrey S. Jacobson